

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRYSOULA J. KOMIS,	:	
Plaintiff	:	
v.	:	
	:	
Elaine Chao,	:	
Secretary, Department of Labor,	:	
Defendants	:	Docket No. 08-cv-04877-PD

**MOTION OF PLAINTIFF CHRYSOULA J. KOMIS TO STAY PROCEEDINGS**

Plaintiff, Chrysoula J. Komis, by and through the undersigned attorney hereby requests that this civil action be stayed pending exhaustion of administrative remedies for the reasons set forth in the attached Memorandum.

Respectfully,



---

William G. Blasdel, Jr., Esquire  
ID No. 23675  
3038 Church Road  
Lafayette Hill, PA 19444  
610-940-3900 FAX 610-940-0843  
[WGBlasdel@aol.com](mailto:WGBlasdel@aol.com)  
Attorney for Plaintiff Chrysoula J. Komis

December 8, 2008

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRYSOULA J. KOMIS,	:	
Plaintiff	:	
v.	:	
	:	
Elaine Chao,	:	
Secretary, Department of Labor,	:	
Defendants	:	Docket No. 08-cv-04877-PD

**MEMORANDUM IN SUPPORT  
OF PLAINTIFF'S MOTION TO STAY PROCEEDINGS**

Plaintiff Chrysoula J. Komis filed this action under Title VII against Elaine Chao, Secretary Department of Labor as a *savings action* to toll the statute of limitations. Plaintiff Komis had received a final (adverse) decision from the Agency dated July 24, 2008 on three of her EEOC Hearing Complaints that required that she file this action to preserve her right to proceed on these claims.

This litigation concerns approximately 55 of the 100+ formal retaliation complaints filed with the Department of Labor Civil Rights Center (CRC) starting in August, 2003, with the last complaint being filed December 3, 2008. As the Civil Action Complaint disclosed, still pending adjudication is EEOC Hearing No. 530-2008-00086X (CRC Case No. 07-03-035), with EEOC Hearing No. 530-2009-00026X (CRC Case No. 08-03-060) being added in October, 2008. There are also complaints under investigation by the CRC including CRC Case No. 08-03-060 and CRC Case No. 08-03-012, as well as several individual/unconsolidated formal CRC complaints that have not yet reached the formal investigation stage.

All of the complaints in this Civil Action, pending EEOC hearing and under CRC investigation are part of a continuing pattern of retaliation against Plaintiff, and most of them have a common theme and/or pattern and involve actions of the same individuals at Plaintiff's place of employment at the Philadelphia Regional Office of the Agency.

The administrative process and/or adjudication of these claims by the EEOC may well provide Plaintiff with such remedies and relief that she could reasonably expect, thus eliminating the need to proceed with this litigation. It is in the interest of judicial economy to stay this action pending resolution of the complaints at the CRC and adjudication by the EEOC.


The matters pending at the EEOC have been assigned to the Honorable Susan A. Flynn, Chief Administrative Judge for this Region. The complaints pending at the CRC would be expedited if administrative oversight/jurisdiction was given/taken by Judge Flynn, so as to insure a speedy investigation and resolution. Moreover, the EEOC hearing process would be simplified if the pending CRC complaints could be joined and/or consolidated with the pending EEOC matters for hearing and adjudication in the normal course.

Counsel from the U.S. Attorney's office does not oppose the entry of a stay in these proceedings.

WHEREFORE, Plaintiff Chrysoula J. Komis respectfully requests that this Court enter a Stay in this litigation, and that Judge Flynn be directed to take administrative jurisdiction

over the pending CRC complaints and investigations so as to insure that they are handled expeditiously, and that pending complaints be consolidated for EEOC adjudication in the normal course of handling such matters.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William G. Blasdel, Jr.", written in a cursive style.

---

William G. Blasdel, Jr., Esquire  
3038 Church Road  
Lafayette Hill, PA 19444  
610-940-3900 FAX 610-940-0843  
WGBlasdel@aol.com  
Attorney for Plaintiff Chrysoula J. Komis

December 8, 2008



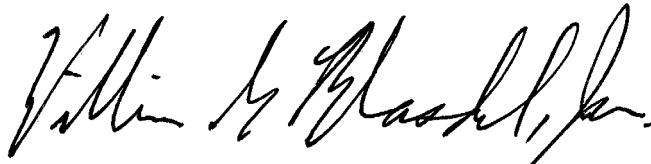
IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRYSOULA J. KOMIS,	:	
Plaintiff	:	
v.	:	
	:	
Elaine Chao,	:	
Secretary, Department of Labor,	:	
Defendants	:	Docket No. 08-cv-04877

CERTIFICATION OF SERVICE

I hereby certify that a copy of the attached Motion for Stay of Proceedings and Memorandum in support of the Motion in the above captioned matter were filed electronically and will be sent by e-mail to counsel for Defendant as follows:

Joseph Trautwein, Esquire  
Assistant United States Attorney  
615 Chestnut Street, Suite 1250  
Philadelphia, PA 19106



---

William G. Blasdel, Jr., Esquire  
3038 Church Road  
Lafayette Hill, PA 19444  
610-940-3900 FAX 610-940-0843  
WGBlasdel@aol.com  
Attorney for Plaintiff Chrysoula J. Komis

December 9, 2008